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SENATE 107TH GENERAL ASSEMBLY

SCHEDULE WEEK OF FEBRUARY 27, 2012

MONDAY, FEBRUARY 27, 2012

5:00 P.M. SESSION – SENATE CHAMBER – 56TH LEGISLATIVE DAY

TUESDAY, FEBRUARY 28, 2012

| 8:30 a.m. | Finance, Ways and Means Committee |
|------------|--|
| | (TAX SUBCOMMITTEE WILL MEET IMMEDIATELY FOLLOWING) |
| 10:30 a.m. | State and Local Government Committee |
| 1:00 p.m. | Lunch |
| 1:30 p.m. | Commerce, Labor and Agriculture Committee |
| 3:30 p.m. | Judiciary Committee |

WEDNESDAY, FEBRUARY 29, 2012

| 6.30 a.III. | Education Committee |
|-------------|-------------------------------------|
| 10:30 a.m. | Energy and Environment Committee |
| 11:30 a.m. | Tax Subcommittee |
| 12:30 p.m. | Lunch |
| 1:00 p.m. | Government Operations Committee |
| 2:00 p.m. | Transportation and Safety Committee |
| 3:00 p.m. | Health and Welfare Committee |

Education Committee

THURSDAY, MARCH 1, 2012

9:00 A.M. SESSION – SENATE CHAMBER – 57TH LEGISLATIVE DAY

OTHER MEETINGS

- * THE SUBCOMMITTEE ON CHILD PROGRAM OUTCOME REVIEW TEAMS, MONDAY, FEBRUARY 27, AT 11:00 A.M., IN THE LP1 CONFERENCE ROOM
- * Council on Pensions & Insurance, Monday, February 27, 2012 at 1:00 p.m., LP29
- * THE JOINT GOVERNMENT OPERATIONS COMMITTEE, MONDAY JANUARY 27, 2012 AT 1:30 P.M., ROOM LP30. (RULE REVIEW)
- * PRE-COMMERCE MEETING, TUESDAY, FEBRUARY 28, AT 7:30 A.M., IN 12 LP

FINANCE, WAYS & MEANS COMMITTEE CALENDAR

TUESDAY, FEBRUARY 28, 2012 8:30 AM – LEGISLATIVE PLAZA ROOM 12

COMMITTEE MEMBERS:

| McNally (R) Chairman | FINNEY (D) | KELSEY (R) | Norris (R) |
|-------------------------|------------|------------|---------------|
| HENRY (D) VICE CHAIRMAN | HAYNES (D) | KETRON (R) | OVERBEY (R) |
| WATSON (R) SECRETARY | GRESHAM(R) | Kyle(D) | |

BUDGET PRESENTATIONS

Tennessee Arts Commission Interim Director Rod Reiner

Department of Finance and Administration Commissioner Mark Emkes

CONSENT CALENDAR

- 1. *SB 2707 by *Massey (HB 3464 by *Armstrong, Tindell, Brooks H, Dunn, Hall, Haynes) Special License Plates As introduced, extends time period for meeting initial issuance requirements for "I Recycle" new specialty earmarked license plates until July 1, 2013. Amends TCA Title 55, Chapter 4.
- **2. *SB 2785 by *Massey** (HB 3465 by *Armstrong, Tindell, Brooks H, Dunn, Hall, Haynes) Special License Plates As introduced, authorizes issuance of Dogwood Arts new specialty earmarked license plates. Amends TCA Title 55, Chapter 4.
- **3. *SB 2813 by *Tracy, Henry** (HB 3131 by *Johnson P)
 Special License Plates As introduced, extends the time to meet the minimum order requirements for the Labrador Retriever Foundation new specialty earmarked plate by an additional year. Amends TCA Section 55-4-353.

4. ***SB 2814 by** ***Tracy** (HB 3134 by *Johnson P)

Special License Plates - As introduced, authorizes Tennessee Breast Cancer Coalition new specialty earmarked license plate; allocates 50 percent of funds produced from sale thereof to the Tennessee Breast Cancer Coalition to support organization's mission. - Amends TCA Title 55, Chapter 4.

5. SB 2838 by *Tracy, Ketron (*HB 3019 by *Lollar)

Special License Plates - As introduced, authorizes issuance of Boy Scouts of America new specialty earmarked license plates; allocates 50 percent of funds derived from sale thereof to five Tennessee Councils of Boy Scouts to fund and support scouting programs and activities. - Amends TCA Title 55, Chapter 4.

6. *SB 3006 by *Watson (HB 3305 by *Floyd)

Special License Plates - As introduced, authorizes issuance of an American Lung Association new specialty earmarked license plate. - Amends TCA Title 55, Chapter 4.

7. SB 3062 by *Barnes (*HB 3280 by *Moore)

Special License Plates - As introduced, authorizes issuance of Teamsters cultural license plates. - Amends TCA Title 55, Chapter 4.

8. SB 3124 by *Stewart (*HB 2833 by *Matheny)

Special License Plates - As introduced, extends until June 30, 2013, for Donate Life new specialty earmarked license plates to obtain the minimum number of orders for issuance of such license plate. - Amends TCA Title 55, Chapter 4.

TAX SUBCOMMITTEE OF FINANCE, WAYS & MEANS COMMITTEE CALENDAR

TUESDAY, FEBRUARY 28, 2012 WILL MEET IMMEDIATELY FOLLOWING FINANCE, WAYS & MEANS

WEDNESDAY, FEBRUARY 29, 2012 11:30 A.M. LEGISLATIVE PLAZA ROOM 12

COMMITTEE MEMBERS:

HENRY (D) CHAIRMAN

FINNEY (D) KETRON (R) KELSEY (R) OVERBY (R)

1. SB 1376 by *Barnes, Finney L (*HB 1872 by *Pitts)

Taxes, Exemption and Credits - As introduced, creates an annual sales tax holiday for eligible veterans on the Saturday and Sunday before Memorial Day; exempts certain property from sales tax. - Amends TCA Title 67, Chapter 6, Part 3.

2. *SB 2354 by *Barnes (HB 2735 by *Pitts)

Taxes, Exemption and Credits - As introduced, exempts from sales tax the purchase of solar panels for legitimate business or commercial purposes. - Amends TCA Title 67, Chapter 6, Part 3.

3. *SB 2355 by *Barnes (HB 2736 by *Pitts)

Taxes, Exemption and Credits - As introduced, exempts from sales tax the purchases of solar panels exclusively for residential use. - Amends TCA Section 67-6-334.

- **4. SB 2517 by *Beavers** (*HB 2240 by *Pody, Williams R, Powers, Ragan, Hall, Hurley, Elam) Taxes, Sales As introduced, changes the date of the sales tax holiday from the first Friday of August to the last Friday of July. Amends TCA Title 67.
- **5. SB 2859 by *Beavers, Summerville** (*HB 2905 by *Pody, Brooks K, Matheny, Casada) Taxes, Income As introduced, abolishes the Hall income tax. Amends TCA Title 67, Chapter 2.

6. SB 2397 by *Bell (*HB 2464 by *Forgety)

Taxes, Exemption and Credits - As introduced, extends the current sales tax exemption on motor vehicles purchased by members of the armed forces to those who are stationed outside the United States, but who are permanent residents of Tennessee. - Amends TCA Section 67-6-303.

7. *SB 2867 by *Berke (HB 3107 by *Naifeh)

Taxes, Exemption and Credits - As introduced, increases computer exemption during recurring August sales tax holiday from \$1,500 to \$1,750; deletes obsolete language for spring sales tax holiday. - Amends TCA Title 4; Title 8; Title 9; Title 12; Title 55; Title 57 and Title 67.

8. *SB 2860 by *Campfield, Summerville (HB 3081 by *Carr)

Taxes - As introduced, imposes occupational privilege taxes on performers at adult cabarets, increases sales taxes on certain adult services, materials and products; places revenues in a fund for reduction of taxes on food and food products. - Amends TCA Title 67.

9. SB 3539 by *Crowe (*HB 2947 by *Williams K, Hurley)

Cemeteries - As introduced, exempts from income taxes the income from trust funds for perpetual care of a cemetery. - Amends TCA Title 67.

- 10. *SB 2131 by *Finney L, Kyle (HB 2310 by *Fitzhugh, DeBerry L, Turner M, Moore, Harmon, Naifeh, Shaw, Gilmore, Miller L, Shepard, Jones S, McDonald, Richardson, Turner J, Kernell, Hardaway, Parkinson, Favors, Pitts, Cooper B, Brown, Camper) Taxes, Sales As introduced, institutes Tennessee small business sales tax holiday program. Amends TCA Title 67, Chapter 6.
- **11. SB 2572 by *Finney L** (*HB 2446 by *Naifeh, Turner M, Pitts, Fitzhugh, DeBerry L) Taxes, Inheritance Gift As introduced, phases out the inheritance tax over a three-year period beginning with tax year 2013 and ending with tax year 2015. Amends TCA Title 67, Chapter 8.
- **12. SB 2573 by *Finney L** (*HB 2445 by *Naifeh, Turner M, Pitts, Fitzhugh, DeBerry L) Taxes, Income As introduced, phases out the Hall income tax over a three-year period beginning in tax year 2013 and ending with tax year 2015; holds local governments harmless from the loss of revenue resulting from the incremental reduction and repeal of the tax. Amends TCA Title 67, Chapter 2, Part 1.

13. *SB 3757 by *Gresham (HB 3741 by *Hill)

Taxes, Sales - As introduced, requires the commissioner of revenue to make a study of the fairness of the present distribution of local sales taxes in counties of population less than 300,000 that have more than one school district in meeting the needs of funding the school districts. - Amends TCA Title 5; Title 6; Title 49 and Title 67, Chapter 6.

14. ***SB 2758 by** ***Harper**, **Haynes** (HB 3142 by *Pruitt)

Taxes, Sales - As introduced, authorizes metropolitan governments to levy an additional local sales tax, not to exceed statutory maximum, on retail sales within a downtown development district, if all funds derived from the tax increase are used to promote business activity or to provide improved government services in the district. - Amends TCA Title 7; Title 13; Title 57 and Title 67.

15. SB 2400 by *Haynes (*HB 2412 by *Moore)

Taxes, Sales - As introduced, reduces the state sales tax rate on food from 5.5 percent to .25 percent; increases the state sales tax rate on non-food goods and services from 7 percent to 7.5 percent. - Amends TCA Title 67, Chapter 6, Part 2.

16. SB 3666 by *Kyle (*HB 2164 by *Fitzhugh, Parkinson, Jones S, Hardaway, Sontany, Turner J, Brown, Cooper B)

Taxes, Sales - As introduced, directs the commissioner of revenue to reduce the state sales tax rate on food if there is a surplus of state revenue collected above budgeted estimates in a fiscal year; reserves one-half of such surplus for additional Tennessee student assistance awards. - Amends TCA Title 67, Chapter 6.

17. SB 2422 by *McNally (*HB 2406 by *Ragan)

Taxes, Franchise - As introduced, caps the amount of penalties to .5 percent for franchise, excise filing date extensions; requires certain taxpayers to make a 90 percent tax payment as a condition to receiving an extension. - Amends TCA Section 67-1-804 and Section 67-4-2015.

18. SB 2777 by *McNally, Ketron (*HB 2840 by *Sargent, Harwell, Weaver, Williams R, Niceley, Johnson C, Elam, Brooks K, McDaniel, Hurley, Halford, Brooks H, Dunn, Holt, Hawk, Wirgau, Eldridge, Montgomery, Powers, Haynes, Shipley, Dean, Hall, Williams K, Campbell, Keisling, Cobb, White, Ford, Matlock, Dennis, Butt, Marsh, Sexton, Johnson P, Gotto, Sanderson, Hill, McManus, Lundberg, Casada, Alexander) Taxes, Inheritance Gift - As introduced, eliminates the gift tax in 2013 and thereafter. - Amends TCA Title 67, Chapter 8, Part 6; Title 67, Chapter 8, Part 1 and Title 67, Chapter 8, Part 4.

19. SB 2232 by *Norris, McNally (*HB 2370 by *McCormick, Brooks K, Hardaway, Parkinson, Eldridge, Roach, Sargent, Watson, Dean)

Taxes, Sales - As introduced, establishes requirements for determining whether certain affiliates have physical presence in this state sufficient to establish nexus for sales and use tax purposes; provisions to be repealed January 1, 2014. - Amends TCA Title 67, Chapter 6.

20. SB 2233 by *Norris, McNally (*HB 2371 by *McCormick, Sargent)

Revenue, Dept. of - As introduced, authorizes the commissioner to require documents or payments filed with the department to be submitted electronically; revises other various provisions regarding the electronic submission of documents and payments to the department. - Amends TCA Title 55; Title 57 and Title 67.

21. SB 2234 by *Norris, Overbey (*HB 2372 by *McCormick)

Taxes - As introduced, redefines "intangible expense" under the Excise Tax Law; revises other various tax provisions. - Amends TCA Title 67.

22. ***SB 0342 by** ***Overbey** (HB 0336 by *Brooks K)

Taxes, Inheritance Gift - As introduced, eliminates distinction between Class A and Class B donees for gift tax purposes; increases gift tax exemption by linking Tennessee to federal exemption level. - Amends TCA Title 67, Chapter 8, Part 1.

23. *SB 2189 by *Overbey, Stewart (HB 2428 by *Matheny, Harmon)

Law Enforcement - As introduced, authorizes local legislative bodies to levy a maximum \$25.00 tax on all new civil and criminal cases; earmarks revenue for obtaining and maintaining software and hardware for law enforcement agencies. - Amends TCA Title 67, Chapter 4, Part 6.

24. ***SB 2663 by *Overbey, Gresham** (HB 3319 by *Montgomery)

Taxes, Hotel Motel - As introduced, requires that the proceeds collected from hotel occupancy taxes be used to directly increase tourism in the jurisdiction in which such taxes are collected. - Amends TCA Title 67, Chapter 4.

25. ***SB 2917 by** ***Overbey** (HB 3395 by *Matheny)

Taxes, Exemption and Credits - As introduced, authorizes a 20 percent tax credit for a qualified purchaser of solar panels and related solar energy technology to be installed in a residence or business; allows the credit to be applied against sales and use taxes and franchise and excise taxes. - Amends TCA Title 67.

26. SB 3377 by *Stewart (*HB 2975 by *Matheny)

Taxes, Exemption and Credits - As introduced, exempts from taxation the sale or purchases of certain equipment and products by qualified golf course operators; prohibits outdoor advertising for public- owned golf courses under certain circumstances. - Amends TCA Title 54, Chapter 21 and Title 67, Chapter 6.

27. ***SB 2726** by ***Summerville** (HB 3064 by *Ragan)

Taxes, Privilege - As introduced, abolishes the recordation tax and abolishes the wetland acquisition fund, the local parks land acquisition fund, the state land acquisition fund and the agricultural resource conservation fund, which funds derive funding from the recordation tax. - Amends TCA Section 67-4-409.

28. ***SB 2495 by** ***Tracy**, **Ketron** (HB 2635 by *Weaver)

Taxes, Inheritance Gift - As introduced, eliminates gift tax on transfers made on or after January 1, 2013. - Amends TCA Title 67, Chapter 8.

29. ***SB 2535 by** ***Yager** (HB 3423 by *Sexton)

Taxes, Income - As introduced, requires annual adjustment of the Hall Income Tax exemption income levels for persons 65 years of age or older to reflect any increase in the average consumer price index. - Amends TCA Title 67, Chapter 2.

30. *SB 2536 by *Yager, Ramsey (HB 2972 by *Sexton, Brooks K, Naifeh)

Taxes, Exemption and Credits - As introduced, increases the Hall income tax exemption for taxpayers 65 years of age or older to \$36,200 for single filers and \$47,000 for persons filing jointly beginning January 1, 2013. - Amends TCA Title 67, Chapter 2.

TAX SUBCOMMITTEE OF FINANCE, WAYS & MEANS COMMITTEE CALENDAR

TUESDAY, FEBRUARY 28, 2012 WILL MEET IMMEDIATELY FOLLOWING FINANCE, WAYS & MEANS

WEDNESDAY, FEBRUARY 29, 2012 11:30 A.M. LEGISLATIVE PLAZA ROOM 12

COMMITTEE MEMBERS:

HENRY (D) CHAIRMAN

FINNEY (D) KETRON (R)

KELSEY (R) OVERBY (R)

REGULAR CALENDAR 2

1. *SB 2571 by *Barnes (HB 2742 by *Pitts)

Taxes, Sales - As introduced, revises requirements for apportionment of state sales taxes to eligible municipalities that plan economic development projects; authorizes municipalities to include subsequently annexed property as a part of a project under certain circumstances. - Amends TCA Title 6, Chapter 51, Part 1; Title 7, Chapter 40, Part 1 and Section 67-6-103.

2. SB 2977 by *Burks (*HB 3116 by *Sexton)

Taxes, Sales - As introduced, exempts the retail sale of the service of bathing animals from the sales tax imposed on laundering or dry cleaning of tangible personal property. - Amends TCA Title 67.

3. SB 2452 by *Finney L (*HB 2323 by *Fitzhugh, Pitts, Stewart, Naifeh, Towns, Favors, Jones S, Cooper B, Turner J, Brown, Parkinson, Hardaway, Camper)

Taxes, Exemption and Credits - As introduced, for tax years beginning July 1, 2012, creates a franchise and excise tax credit for employing unemployed persons under certain conditions. - Amends TCA Title 67, Chapter 4, Part 21.

4. ***SB 2901 by** ***Finney L** (HB 3752 by *Turner M)

Taxes, Income - As introduced, increases annual Hall income tax exclusion from first \$1,250 to \$7,500 for individual returns and from first \$2,500 to \$15,000 for joint returns beginning January 1, 2013. - Amends TCA Title 67, Chapter 2, Part 1.

5. ***SB 2718 by** ***Ketron** (HB 3024 by *Johnson P)

Taxes, Gasoline, Petroleum Products - As introduced, creates a natural gas dealer's permit for persons or entities that dispense compressed natural gas to customers' vehicles through qualified natural gas dispensers; requires the permittee to remit the compressed natural gas tax imposed on the metered gas. - Amends TCA Title 67, Chapter 3, Part 11.

6. SB 3335 by *Ketron (*HB 2918 by *Sparks, Watson, Hill, Floyd, Hensley, Towns, Moore, Forgety, Todd, Richardson, Coley, Camper, Matheny, McDonald, Sanderson, Brooks H)

Taxes, Exemption and Credits - As introduced, provides a sales and use tax refund for persons or entities installing a geothermal heat system in a residence or business. - Amends TCA Title 67, Chapter 6, Part 3.

7. *SB 2405 by *McNally (HB 2600 by *Haynes)

Taxes, Exemption and Credits - As introduced, allows a job tax credit for small, highwage employers that create new jobs in high technology areas; requires approval by the commissioners of revenue and economic and community development. - Amends TCA Section 67-4-2109.

8. *SB 2286 by *Tracy, Ketron (HB 2435 by *Weaver)

Taxes, Inheritance Gift - As introduced, beginning on January 1, 2013, reduces the inheritance tax rate annually by 1 percent until the tax is phased out. - Amends TCA Title 67, Chapter 8.

9. *SB 2649 by *Yager, Ketron (HB 3052 by *McDaniel)

Taxes, Inheritance Gift - As introduced, increases, from \$1,000,000 to \$5,000,000, the single allowable exemption to be applied against net estate for state inheritance taxes; requires exemption amount to match exemption for federal estate taxes; requires state gift tax exemption to be the same as inflation adjusted exclusion amount for federal gift taxes. - Amends TCA Title 67, Chapter 8, Part 1; Title 67, Chapter 8, Part 3 and Title 67, Chapter 8, Part 4.

STATE & LOCAL GOVERNMENT COMMITTEE CALENDAR

TUESDAY, FEBRUARY 28, 2012 10:30 AM - LEGISLATIVE PLAZA ROOM 12

COMMITTEE MEMBERS:

YAGER (R) CHAIRMAN JOHNSON (R) VICE CHAIRMAN FINNEY (D) SECRETARY CAMPFIELD (R) HAYNES (D)
FAULK (R) KETRON (R)
HARPER (D) NORRIS (R)

BUDGET PRESENTATIONS

Department of Human Resources

TRICOR

CALENDAR

1. SB 2246 by *Norris, Johnson (*HB 2384 by *McCormick, Dunn)

Civil Service - As introduced, enacts the Tennessee Excellence, Accountability, and Management (T.E.A.M.) Act of 2012. - Amends TCA Title 8.

2. SB 3645 by *Watson, Ramsey, Ketron (*HB 3281 by *Maggart)

Campaigns and Campaign Finance - As introduced, removes prohibition on insurance companies making campaign contributions; removes PAC aggregate limitation on candidates; deletes report requirement on certain large contributions made within 10 days of election. - Amends TCA Title 2, Chapter 10 and Title 56, Chapter 3.

3. *SB 2751 by *Summerville (HB 3387 by *Casada)

Boards and Commissions - As introduced, removes authority of Tennessee State Employee Association to appoint members to certain boards and commissions. - Amends TCA Title 4, Chapter 27; Title 4, Chapter 3, Part 55; Title 4, Chapter 3, Part 53; Title 8, Chapter 27 and Title 41, Chapter 22, Part 4.

4. SB 3433 by *Bell (*HB 3568 by *Sanderson)

Beer - As introduced, prohibits a customer from using a self-checkout machine for the purchase of beer. - Amends TCA Section 57-5-301.

5. SB 2818 by *Massey (*HB 2844 by *Dunn)

Election Laws - As introduced, authorizes the election commission to designate a polling place outside the precinct it is to serve, but within the limits of the municipality, for a municipal election not held in conjunction with any other election. - Amends TCA Title 2, Chapter 3, Part 1.

6. *SB 2289 by *Faulk (HB 2425 by *White)

Purchasing - As introduced, revises provisions regarding cooperative purchasing agreements and local government purchasing in regard to the utilization of pricing discounts. - Amends TCA Title 12, Chapter 3, Part 10.

7. SJR 0526 by *Ketron

Naming and Designating - "Sons of Confederate Veterans Week," July 8-14, 2012 -

8. SB 2217 by *Norris, Ketron (*HB 2355 by *McCormick, Eldridge)

Surplus Property - As introduced, revises duties of the chief procurement officer relating to disposal of certain property; keeps administration of state surplus personal property within general services instead of with chief procurement officer; permits payment of state surplus personal property by credit card. - Amends TCA Section 4-56-105 and Title 12, Chapter 2, Part 4.

9. *SB 2563 by *Ketron (HB 3039 by *Haynes)

Alcoholic Beverages - As introduced, allows restaurant to have minimum of 40 seats instead of 75 seats for purpose of selling alcoholic beverages; clarifies that limited service restaurant may sell more than 50 percent food and still qualify for license. - Amends TCA Title 57, Chapter 4.

10. *SB 2598 by *Ketron (HB 3053 by *McDaniel)

Radio and Television - As introduced, designates as confidential and not subject to open records laws any records obtained by or disclosed to a municipality or county by a cable or video service provider for the purpose of an audit or review. - Amends TCA Title 7, Chapter 59, Part 3 and Section 10-7-504.

11. *SB 2712 by *Ketron (HB 2917 by *Curtiss)

Correction, Dept. of - As introduced, requires department to cap non-contract payments to correctional healthcare providers at 110 percent of the federal Medicare reimbursement rate; requires hospitals and other medical service providers to bill Medicaid for all eligible inmate inpatient hospital and professional services. - Amends TCA Title 41.

12. SB 3347 by *Ketron (*HB 3417 by *Johnson C)

Fiscal Review Committee - As introduced, extends period of time committee has to comment on proposed non-competitive contracts from 20 days to 40 days; removes obsolete language. - Amends TCA Title 3, Chapter 7; Title 3, Chapter 2; Title 4, Chapter 56; Title 36, Chapter 5 and Title 71, Chapter 5.

13. *SB 3580 by *Ketron (HB 3809 by *Sargent)

Fiscal Review Committee - As introduced, codifies position of committee's executive director who is hired subject to majority vote of committee; attaches committee to general assembly for administrative purposes. - Amends TCA Title 3, Chapter 7.

14. SB 2533 by *Yager (*HB 2637 by *Ramsey)

State Inmates - As introduced, establishes reimbursement rate for counties holding state inmates as adjusted based upon the percentage of change in the average consumer price index as published by the United States Department of Labor. - Amends TCA Section 41-8-106.

15. SB 2987 by *Burks (*HB 3061 by *Williams R)

Annexation - As introduced, changes time when department of revenue is notified of an annexation from prior to the annexation becoming effective to upon the annexation becoming effective. - Amends TCA Section 6-51-115.

16. *SB 3227 by *Burks (HB 3541 by *Sexton)

Utilities, Utility Districts - As introduced, revises provisions governing the creation of a utility district. - Amends TCA Title 7, Chapter 82.

17. *SB 3007 by *Massey (HB 3463 by *Armstrong, Tindell, Brooks H, Dunn, Haynes) Housing - As introduced, authorizes new mechanisms for merging or dissolving housing authorities. - Amends TCA Title 13, Chapter 20.

18. SB 3010 by *Massey (*HB 3172 by *Campbell)

Emergency Communications Districts - As introduced, authorizes the diversion of harassing non-initialized 911 phone calls to a designated entity. - Amends TCA Title 7, Chapter 86, Part 3.

19. *SB 3089 by *Berke (HB 3753 by *Turner M)

Election Laws - As introduced, exempts a person 60 years of age and older who does not have a valid driver license with a photo from the requirements of showing a photo identification when signing an application for ballot to vote. - Amends TCA Title 2, Chapter 7, Part 1.

20. ***SB 2264** by ***Watson** (HB 2423 by *McDaniel)

State Government - As introduced, revises provisions governing approval of compromises and settlements by the governor, comptroller and general assembly in actions involving the state. - Amends TCA Section 20-13-103.

21. *SB 3648 by *Tracy, Ramsey, Ketron (HB 3696 by *Gotto)

Planning, Public - As introduced, clarifies development regulations in effect on date of submission of application for development govern review of that development; specifies that preliminary approval for planned development remains effective five years. - Amends TCA Title 13, Chapter 3, Part 4; Title 13, Chapter 4, Part 3; Title 13, Chapter 7, Part 2 and Title 13, Chapter 7, Part 1.

22. ***SB 3649 by** ***Tracy**, **Ramsey**, **Ketron** (HB 3697 by *Gotto)

Ethics - As introduced, requires members of local and regional planning commissions to file disclosure statements of conflict of interests with Tennessee ethics commission. - Amends TCA Title 8, Chapter 50, Part 5.

23. ***SB 3651 by** ***Tracy**, **Ramsey**, **Ketron** (HB 3698 by *Gotto)

Zoning - As introduced, allows on-site signs for structures that are rebuilt to non-conform to existing zoning regulations similar to off-site signs. - Amends TCA Section 13-7-208.

24. ***SB 3646** by ***Ketron**, **Ramsey** (HB 3694 by *Gotto)

Zoning - As introduced, enacts "Tennessee Non-Conforming Property Act." - Amends TCA Title 13, Chapter 7.

25. SB 2692 by *Haynes (*HB 2709 by *Turner M)

Election Laws - As introduced, allows any registered voter in Tennessee to vote by absentee ballot; revises other voting provisions. - Amends TCA Title 2, Chapter 6 and Title 2, Chapter 3.

26. SB 2721 by *Finney L (*HB 2885 by *Fitzhugh)

Campaigns and Campaign Finance - As introduced, creates Class C misdemeanor for any corporation or other business entity that receives state grants, bonds or tax credits to make contributions to candidates for state or local public office or to PACs that contribute to state or local candidates during any two-year election cycle in which such grants, bonds or tax credits were received. - Amends TCA Title 2, Chapter 10.

27. SB 1223 by *Yager, Overbey, Ford, Crowe (*HB 1000 by *Todd, Camper, Ragan) Veterans' Affairs, Dept. of - As introduced, creates state veterans' burial assistance fund to be administered by commissioner of veterans' affairs; funds shall consist of any funds from U.S. veterans' affairs for plot allowance for burials of state veterans and dependents and any state appropriation or private donation. - Amends TCA Section 8-30-306; Section 49-7-102; Title 58, Chapter 7; Title 58, Chapter 3 and Section 67-5-704.

28. SB 2532 by *Yager (*HB 2196 by *Ramsey)

Beer - As introduced, restores language to clarify that the governmental entity, committee or board that issues a beer permit or license is the governmental entity to revoke or suspend such permit or license. - Amends TCA Section 57-5-108.

29. SB 3114 by *Yager (*HB 2989 by *Haynes)

Zoning - As introduced, expands nonconforming uses to those on contiguous land under common ownership and to land used, rather than in use, for the extraction of diminishing assets. - Amends TCA Title 13, Chapter 7, Part 2.

COMMERCE, LABOR & AGRICULTURE COMMITTEE CALENDAR

TUESDAY, FEBRUARY 28, 2012 1:30 PM - LEGISLATIVE PLAZA ROOM 12

COMMITTEE MEMBERS:

JOHNSON (R) CHAIRMANBEAVERS (R)STEWART (D)FAULK (R) VICE CHAIRMANGRESHAM (R)TATE (D)BURKS (D) SECRETARYSOUTHERLAND (R)TRACY (R)

CONSENT CALENDAR

1. SJR 0569 by *Burks

Naming and Designating - "Dairy Month" in Tennessee, June 2012 -

2. SJR 0572 by *Norris

Naming and Designating - "Landscape Architecture Month" in Tennessee, April 2012 -

COMMERCE, LABOR & AGRICULTURE COMMITTEE CALENDAR

TUESDAY, FEBRUARY 28, 2012 1:30 PM - LEGISLATIVE PLAZA ROOM 12

COMMITTEE MEMBERS:

JOHNSON (R) CHAIRMAN FAULK (R) VICE CHAIRMAN BURKS (D) SECRETARY BEAVERS (R)
GRESHAM (R)
SOUTHERLAND (R)

STEWART (D)
TATE (D)
TRACY (R)

BUDGET PRESENTATIONS

Department of Commerce and Insurance

Department of Labor and Workforce Development

Department of Economic and Community Development

REGULAR CALENDAR

1. *SB 2625 by *Crowe (HB 3253 by *Gilmore)

Employees, Employers - As introduced, clarifies the employee's 30-minute rest break or meal period to include a right to waive the meal period or break. - Amends TCA Title 50.

2. ***SB 2727 bv** ***Kelsev** (HB 2938 bv *Sexton, Marsh)

Economic and Community Development - As introduced, requires the state agency responsible for processing applications for grant funds relating to workforce development to accept electronic signatures in the same manner as it accepts physical signatures. - Amends TCA Title 4, Chapter 3, Part 14; Title 47, Chapter 10 and Title 50.

3. SB 3277 by *Kelsey, Ramsey (*HB 3401 by *Maggart)

Telecommunications - As introduced, requires entities to allow pole attachments and establishes process for resolving pole attachment disputes. - Amends TCA Title 65, Chapter 21.

4. *SB 2564 by *Ketron (HB 2764 by *Curtiss)

Contractors - As introduced, revises certain requirements concerning retainage. - Amends TCA Title 66, Chapter 34, Part 1.

5. ***SB 3008 by** ***Massey** (HB 3298 by *Powers)

Insurance, Health, Accident - As introduced, requires health insurance policies to cover communication of mammographic breast density information to patients; requires physicians to communicate mammographic breast density information to patients. - Amends TCA Title 56 and Title 63.

6. *SB 2413 by *McNally (HB 3432 by *Matlock)

Telecommunications - As introduced, enacts the "Kelsey Smith Act" to require wireless telecommunications service providers to provide geographic information concerning the location of a service user's wireless device in an emergency situation. - Amends TCA Title 7, Chapter 86; Title 38 and Title 65.

7. SB 2206 by *Norris (*HB 2344 by *McCormick, Wirgau)

Economic and Community Development - As introduced, clarifies purposes of FastTrack programs; requires certain reports be submitted to secretary of state; revises other provisions governing The Tennessee Job Growth Act of 2005. - Amends TCA Section 4-3-715; Section 4-3-716 and Section 4-3-717.

8. *SB 2943 by *Norris (HB 3157 by *DeBerry J)

Insurance, Health, Accident - As introduced, states that coverage made available in plans under the Memphis Plan Act of 1991 shall constitute minimum essential health coverage for purposes of compliance with certain federal minimum coverage requirements. - Amends TCA Title 56, Chapter 7.

9. *SB 2931 by *Overbey (HB 3150 by *Lundberg)

Uniform Commercial Code - As introduced, revises provisions of the Uniform Commercial Code. - Amends TCA Title 47, Chapter 1; Title 47, Chapter 2; Title 47, Chapter 2A and Title 47, Chapter 9.

10. SB 3264 by *Tate, Ketron (*HB 3472 by *Todd)

Sports - As introduced, revises the Tennessee Athletic Commission Act of 2008. - Amends TCA Title 68, Chapter 115.

11. *SB 3589 by *Tate (HB 3781 by *Naifeh)

Insurance Companies, Agents, Brokers, Policies - As introduced, allows a charitable organization to calculate reserves using the Annuity 2000 Mortality Table and other interest assumption, or other mortality table; allows organization to maintain a separate Tennessee account; allows the commissioner to designate a later time for the organization to submit an audited report. - Amends TCA Title 56, Chapter 52.

12. *SB 2964 by *Yager (HB 3176 by *Swann, Ramsey)

Unemployment Compensation - As introduced, includes service performed by election officials and election workers receiving over \$1,000 in remuneration in definition of excluded service. - Amends TCA Title 50, Chapter 7.

13. *SB 3406 by *Beavers (HB 3736 by *Pody)

Salaries and Benefits - As introduced, raises the standard to clear and convincing proof of competent medical evidence to overcome the presumption that any impairment of health of law enforcement officers and firefighters caused by hypertension or heart disease resulting in hospitalization, medical treatment or any disability shall have been suffered in the course of employment. - Amends TCA Section 7-51-201.

JUDICIARY COMMITTEE CALENDAR

TUESDAY, FEBRUARY 28, 2012 3:30 PM - LEGISLATIVE PLAZA ROOM 12

COMMITTEE MEMBERS:

BEAVERS (R) CHAIRMAN OVERBEY (R) VICE CHAIRMAN BELL (R) SECRETARY BARNES (D)
CAMPFIELD (R)
FORD (D)

Kelsey (R) Marrero (D) Yager (R)

BUDGET PRESENTATIONS

Administrative Office of the Courts

Attorney General and Reporter

District Public Defenders Conference

Tennessee Bureau of Investigation

REGULAR CALENDAR

1. *SB 2383 by *Bell (HB 2496 by *Dennis)

Comptroller, State - As introduced, removes references to the office of the comptroller of the treasury in connection with the judicial cost accountant. - Amends TCA Title 8 and Title 24.

- **2. SB 3179 by *Bell, Ketron, Southerland** (*HB 3294 by *Faison, Matheny, Watson) Tort Liability and Reform As introduced, limits liability of whitewater rafting companies in certain circumstances. Amends TCA Title 70.
- **3. *SB 2510 by *Bell** (HB 2812 by *Dean)

Bail, Bail Bonds - As introduced, requires persons who have previously failed to appear in court as scheduled to post money or real estate as security for a bail bond. - Amends TCA Section 40-11-104.

4. *SB 3652 by *Bell, Ramsey, Ketron (HB 3691 by *Dennis)

Judges and Chancellors - As introduced, requires speakers to appoint all nine members of the judicial evaluation commission since the judicial council no longer exists. - Amends TCA Title 17, Chapter 4, Part 2.

5. SB 2200 by *Norris, Bell (*HB 2338 by *McCormick, Brooks K, Jones S)

Child Custody and Support - As introduced, revises provisions governing placement of child outside the care of the child's parent or guardian by a court order as grounds for the initiation of the termination of parental rights. - Amends TCA Section 36-1-113.

6. *SB 2695 by *Bell (HB 2936 by *Dennis)

Firearms and Ammunition - As introduced, clarifies that it is lawful to purchase from and cause to be shipped to a personal residence in this state a black powder weapon, knife with a blade in excess of four inches or a sword or bayonet. - Amends TCA Title 39, Chapter 17, Part 13.

7. *SB 2697 by *Bell (HB 2890 by *Watson)

Drug and Alcohol Rehabilitation - As introduced, provides that a person is eligible for drug court if the person has been charged with but not convicted of a violent felony or does not have a pattern of convictions for violent misdemeanors. - Amends TCA Title 16, Chapter 22, Part 1.

8. *SJR 0045 by *Beavers

Constitutional Amendments - Allows compensation of judges to be decreased or diminished during term of office as provided by law for judicial misconduct while in office. -

9. SB 2679 by *Beavers, Ketron (*HB 2834 by *Rich, Curtiss, Womick)

Criminal Offenses - As introduced, grants immunity for those who report certain injuries in good faith and specifies that the reporting requirement for those injuries is within two business days. - Amends TCA Title 38 and Title 39.

10. SB 2607 by *Beavers (*HB 2751 by *Shipley, Hurley, Maggart, Gotto, Faison)

DUI Offenses - As introduced, increases penalty for violation of DUI statute when child under 18 is in the vehicle to require that the mandatory minimum 30-day sentence for this offense be served consecutive to any sentence received for a violation of specified other alcohol-related offenses. - Amends TCA Title 55, Chapter 10, Part 4.

11. *SB 2717 by *Ketron (HB 2976 by *Matheny)

Gas, Petroleum Products, Volatile Oils - As introduced, defines "natural gas equipment" and "natural gas provider"; creates limited tort liability for natural gas providers if the cause of the injury or damages was from an undiscoverable alteration, modification or repair by the natural gas provider or an unforeseen use of the natural gas equipment. - Amends TCA Title 29, Chapter 34, Part 2.

12. *SB 2788 by *Kelsey (HB 3141 by *Gotto, Watson)

Public Officials - As introduced, provides that a public official receives an unauthorized benefit for purposes of the criminal offense of official misconduct if the official purchases real property knowing that the property may later be purchased by a governmental entity. - Amends TCA Section 39-16-402.

13. SB 2787 by *Kelsey (*HB 2858 by *Maggart)

DUI Offenses - As introduced, permits a person who has been properly trained to draw blood to do so for purposes of DUI investigation; removes the requirement that a phlebotomist taking blood for DUI investigation be certified or nationally registered; and protects both from civil or criminal liability unless it arises from that person's negligence. - Amends TCA Title 55, Chapter 10.

14. *SB 2141 by *Kelsey (HB 2810 by *Dennis)

Tort Liability and Reform - As introduced, provides that doctrine of joint and several liability does not apply in civil actions governed by comparative fault except for applicable cases involving the family purpose doctrine. - Amends TCA Title 20, Chapter 6, Part 1 and Title 29, Chapter 11, Part 1.

15. *SB 2368 by *Marrero , Harper (HB 2488 by *Coley, Hurley, Cooper B, Maggart, Camper, Weaver, Favors, Jones S, Floyd, Sparks, Brown, Todd, Swann, Gilmore, Richardson)

Criminal Offenses - As introduced, enhances the penalty for involuntary labor servitude where the victim was under age 13 and adds means by which the crime is possible. - Amends TCA Title 39, Chapter 13 and Title 40.

16. *SB 2369 by *Marrero, Harper (HB 2489 by *Coley, Hurley, Cooper B, Turner J, Maggart, Camper, Weaver, Favors, Jones S, Brown, Floyd, Sparks, Todd, Swann, Gilmore, Richardson, Hardaway, Lollar, Parkinson, Haynes, Brooks H, Miller D, Moore, Lundberg, Eldridge, White, Carr, Brooks K, Dunn, Sexton, Wirgau, Halford, Butt, Shipley, Williams R, McManus)

Remedies and Special Proceedings - As introduced, creates civil right of action for victims of human trafficking offenses. - Amends TCA Title 39, Chapter 13, Part 3.

17. SB 2370 by *Marrero, Harper (*HB 2492 by *Coley, Hurley, Cooper B, Turner J, Maggart, Camper, Weaver, Favors, Jones S, Brown, Floyd, Sparks, Swann, Todd, Gilmore, Richardson)

Human Services, Dept. of - As introduced, directs the department to develop a plan for Tennessee to assist in rehabilitating victims of human trafficking. - Amends TCA Title 38 and Title 71.

18. SB 2371 by *Marrero , Harper, Summerville (*HB 2493 by *Coley, Jones S, Floyd, Sparks, Maggart, Swann, Todd, Brown, Gilmore, Richardson, Sontany)

Criminal Offenses - As introduced, creates the offense of trafficking for commercial sex acts and describes acts that constitute the crime. -

19. *SB 2590 by *Marrero (HB 2823 by *Coley, McCormick, Floyd, Sparks, Brown, Todd, Swann, Maggart, Jones S, Gilmore, Sontany)

Criminal Offenses - As introduced, grants immunity from prosecution of prostitution where a person is a victim of involuntary labor servitude, sexual servitude, or where the person is a victim as defined under the federal Trafficking Victims Protection Act. - Amends TCA Title 39 and Title 40.

20. *SB 2862 by *Barnes (HB 3193 by *Stewart)

Drugs, Over the Counter - As introduced, provides certain penalties for any person or entity selling or introducing certain synthetic drugs as products and labeling such drugs for a use that the person or entity knows or reasonably should know will not be the intended use. - Amends TCA Title 39; Title 40 and Title 47, Chapter 18.

21. *SB 2569 by *Barnes (HB 2744 by *Pitts, Hurley)

Child Custody and Support - As introduced, amends the Criminal Injuries Compensation Fund to provide an attachment or lien on the judgment to satisfy child support arrearages. - Amends TCA Title 29, Chapter 13.

22. ***SB 3002 by *Faulk, Gresham, Beavers** (HB 3560 by *Bass, Evans, Eldridge, Faison, Weaver, Matheny, Pody, Wirgau, Tidwell, Holt, Floyd, Shipley, Ragan, Campbell, Butt, Keisling, Windle, Halford, Hill, Sanderson, Casada, Parkinson, Swann, Lollar, Alexander, Hall, Gotto, Ford, Forgety, Rich)

Firearms and Ammunition - As introduced, prevents employers and landowners from prohibiting individuals licensed to carry from storing guns in locked, personal vehicles. - Amends TCA Title 39 and Title 40.

23. *SB 3642 by *Faulk, Ramsey, Ketron (HB 3700 by *Dennis)

Criminal Procedure - As introduced, clarifies that a defendant cannot get records expunged if convicted of an offense other than the charged offense or convicted of one offense in a multi-count indictment, including lesser included offenses. - Amends TCA Title 40, Chapter 32, Part 1.

24. SB 3443 by *Faulk (*HB 3589 by *Elam, Eldridge, Weaver, Casada, Powers) Litter Control - As introduced, authorizes municipal courts to exercise jurisdiction and impose penalties for littering violations adopted pursuant to TCA 39-14-503. - Amends TCA Title 16, Chapter 18 and Title 39, Chapter 14, Part 5.

25. SB 2280 by ***Faulk** (*HB 2286 by *Lundberg)

Criminal Offenses - As introduced, creates Class E felony of manufacturing or selling an imitation controlled substance and the Class A misdemeanors of ingesting an imitation controlled substance and possessing an imitation controlled substance for the purpose of ingesting it. - Amends TCA Title 39, Chapter 17, Part 4.

26. SB 2619 by ***Faulk** (*HB 2441 by *Dean)

Criminal Procedure - As introduced, eliminates the 72-hour time period restriction on determinations concerning good cause where the surrender is based on a conditional or final judgment of forfeiture issued by the court. - Amends TCA Section 40-11-137.

- 27. *SB 2671 by *Faulk, Ramsey, Overbey, Tracy, Johnson, Ketron (HB 2935 by *Dennis, McCormick, Matheny, Casada, Camper, Maggart, Rich, Lundberg, Faison)

 Judges and Chancellors As introduced, terminates the court of the judiciary and replaces it with a 16-person board of judicial conduct and changes the burden of proof to investigate a judge to probable cause that misconduct occurred from substantial likelihood that it did. Amends TCA Title 4, Chapter 29 and Title 17, Chapter 5.
- 28. SB 2123 by *Overbey, Ketron, Norris, Southerland (*HB 2162 by *Shipley, Hurley, Powers, Keisling, Forgety, Sparks)
 Criminal Offenses As introduced, enacts the "Caylee Anthony Act." Amends TCA Title 37; Title 38; Title 39 and Title 40.

29. *SB 0013 by *Overbey (HB 0059 by *Ramsey)

Clerks, Court - As introduced, transfers probate court clerking responsibilities in Greene County from the county clerk to the clerk and master. - Amends TCA Section 18-6-106.

- 30. SB 2913 by *Overbey (*HB 2749 by *Shipley, Maggart, Gotto, Hurley, Faison) DUI Offenses As introduced, requires judge to order use of functioning ignition interlock system if judge grants application for a restricted license following an implied consent violation for refusing to take alcohol test. Amends TCA Title 55, Chapter 10, Part 4.
- **31. SB 2914 by *Overbey** (*HB 2752 by *Shipley, Hurley, Maggart, Gotto)
 DUI Offenses As introduced, clarifies that a person may be compelled to submit to an alcohol test under the implied consent law by other provisions of law, court order or search warrant. Amends TCA Title 55, Chapter 10, Part 4.

32. SB 2915 by *Overbey (*HB 2750 by *Shipley, Maggart, Gotto)

DUI Offenses - As introduced, expands present law to provide that it is not a defense to a violation of the DUI statute that a person is or was lawfully entitled to use an intoxicant, marijuana, controlled substance, or other drug. - Amends TCA Title 55, Chapter 10, Part 4.

EDUCATION COMMITTEE CALENDAR

WEDNESDAY, FEBRUARY 29, 2012 8:30 AM - LEGISLATIVE PLAZA ROOM 12

COMMITTEE MEMBERS:

GRESHAM (R) CHAIRMAN TATE (D) VICE CHAIRMAN KELSEY (R) SECRETARY BERKE (D)
BURKS (D)
CAMPFIELD (R)

CROWE (R)
SUMMERVILLE (R)
TRACY (R)

BUDGET PRESENTATIONS

Tennessee Educations Lottery Corporation

Tennessee Higher Education Commission

Tennessee Student Assistance Corporation

Tennessee Board of Regents

REGULAR CALENDAR

1. SB 2514 by *Gresham, Henry, Watson, McNally, Tate (*HB 2649 by *Brooks H)
Lottery, Scholarships and Programs - As introduced, revises initial academic requirements for eligibility and the amount of the award of the Tennessee HOPE scholarship beginning with students entering college in 2015-2016; recommends use of net lottery proceeds for TSAA grants for 10 years beginning with 2015-2016. - Amends TCA Title 49, Chapter 4.

2. *SB 2165 by *Faulk, Kelsey, Yager (HB 2666 by *Faison)

Teachers, Principals and School Personnel - As introduced, allows teachers and principals with superior value added growth data scores to choose those scores to comprise 50 percent or more of their evaluations based on standards set by the state board of education. - Amends TCA Title 49.

3. *SB 3023 by *Gresham, Ketron (HB 3456 by *Hensley)

Board of Regents - As introduced, allows the court to award back pay to a tenured faculty member whose dismissal the court finds was not appropriate. - Amends TCA Section 49-8-304.

4. SB 2488 by *Gresham (*HB 2548 by *Hill)

Education - As introduced, requires schools to notify parents, by way of student handbooks or policy guidebooks, of school-associated extracurricular activities and gives parents the opportunity to prohibit their child from participating. - Amends TCA Title 49, Chapter 6.

5. *SB 1180 by *Gresham, Summerville (HB 1507 by *Maggart)

Education - As introduced, requires the commissioner of education and executive director of the Tennessee higher education commission to present annual progress reports on Tennessee Challenge 2000 goals by March 15 to the select joint committee on education and education committees of the house and senate. - Amends TCA Title 8 and Title 49.

6. ***HB 0432 by** ***Hill** (SB 0426 by *Campfield)

Education - As introduced, requires schools to notify parents, by way of student handbooks or policy guidebooks, of school-associated extracurricular activities and gives parents the opportunity to prohibit their child from participating. - Amends TCA Title 49, Chapter 6.

7. SB 2723 by *Finney L (*HB 2883 by *Fitzhugh)

Local Education Agencies - As introduced, allows local boards of education to conduct scheduled board meetings electronically in some circumstances. - Amends TCA Title 8, Chapter 44, Part 1 and Title 49, Chapter 2.

8. *SB 2493 by *Tracy (HB 3001 by *Brooks H)

Education - As introduced, requires the state board of education to promulgate a rule permitting the length of the school term to be calculated by instructional hours as well as the current number of instructional days. - Amends TCA Section 49-6-3004.

9. *SB 2431 by *Gresham (HB 2827 by *Montgomery)

Education, Higher - As introduced, authorizes and encourages reverse articulation or reverse transfer agreements between the board of regents' community colleges and universities in the board of regents and UT systems and that are private SACS accredited institutions. - Amends TCA Title 49.

10. *SB 3229 by *Burks (HB 3470 by *Brooks H)

Education - As introduced, specifies that a third grade student who does not have an understanding of curriculum and ability to perform reading skills may be promoted if the student participates in research-based intervention and shows such understanding and skills upon being retested. - Amends TCA Section 49-6-3115.

11. SB 2578 by *Southerland (*HB 2328 by *Hawk)

Teachers, Principals and School Personnel - As introduced, requires local board of education to consider a transferring teacher's evaluations from a prior LEA in making tenure decisions; allows the local board to shorten the probationary period for a teacher transferring into the LEA under certain circumstances. - Amends TCA Section 49-1-302 and Title 49, Chapter 5.

12. *SB 2866 by *Berke (HB 3108 by *Naifeh)

Education - As introduced, authorizes designees of the comptroller of the treasury, the secretary of state and the state treasurer to serve on THEC. - Amends TCA Title 49.

13. SB 2601 by *Watson (*HB 2754 by *Dean, Brown, Favors, McCormick, Floyd) Libraries - As introduced, clarifies existing law regarding term length and board membership of city and county library boards. - Amends TCA Title 10, Chapter 3.

14. ***SB 2908 by** ***Norris** (HB 3234 by *McCormick)

Municipal Government - As introduced, removes prohibition on creation of municipal school districts. - Amends TCA Section 6-58-112.

15. SB 2946 by *Norris (*HB 3018 by *Lollar)

Tennessee Higher Education Commission - As introduced, requires a public hearing on any rule or regulation proposed by THEC prior to the rule or regulation becoming effective and requires any affected institution be given notice of the hearing and an opportunity to present evidence to the commission. - Amends TCA Section 49-7-2005.

16. SB 3640 by *Roberts (*HB 2789 by *McDonald, Maggart)

Education - As introduced, regulates student conduct on school buses; permits school personnel, including school bus drivers, to use reasonable force, subject to certain restrictions, in maintaining discipline. - Amends TCA Title 37; Title 39 and Title 49.

17. *SB 2162 by *Campfield (HB 2944 by *Dennis)

Lottery, Scholarships and Programs - As introduced, allows a student who has completed an associates degree while receiving a Tennessee HOPE scholarship to be eligible for a Wilder-Naifeh technical skills grant to attend a Tennessee technology center in a diploma or certificate program, provided the student meets certain eligibility requirements. - Amends TCA Title 49, Chapter 4, Part 9.

18. SB 1699 by *Burks, Stewart (*HB 1867 by *Shepard, Curtiss, Tidwell, Pitts, Campbell, McDonald)

Education, Higher - As introduced, allows children, up to 24 years of age, of retired teachers with 25 years service to receive a 25 percent discount at any state-operated area technical-vocational school or state-supported institution of higher learning. - Amends TCA Title 49, Chapter 7.

19. SB 2986 by *Burks (*HB 3062 by *Williams R)

Education - As introduced, requires virtual schools and education programs to maintain teacher-pupil ratios set by the state board of education and to provide the same length of time for learning opportunities as required for other schools, but allow a student to move at the student's own pace; allows technology access to be provided through computer labs; makes an online course a requirement for graduation from high school beginning with the students entering ninth grade in the 2013-2014 school year. - Amends TCA Title 49.

20. ***SB 3749 by** ***Tracy** (HB 3704 by *McCormick)

Education, Higher - As introduced, requires a governing board of a public institution of higher education to report annually to the house and senate education committees the attendance of its board members and if applicable, the reason for absence. - Amends TCA Title 49, Chapter 7, Part 1.

21. SB 3060 by *Summerville (*HB 3266 by *Johnson P, Watson, Maggart)

Education - As introduced, prohibits LEAs, school administrators and educators from taking action that infringes on or waives first amendment rights of school personnel or students without written consent of those who would be affected. - Amends TCA Title 49.

22. *SB 3170 by *Haynes, Overbey, Crowe, Tate, Finney L, Campfield, McNally, Kyle (HB 3622 by *Gotto, Montgomery, Brooks H, Harrison, Lollar)

Lottery, Scholarships and Programs - As introduced, permits an independent postsecondary institution that was an eligible independent postsecondary institution for lottery scholarship purposes, but became ineligible because of a change in the definition of eligible independent postsecondary institution, to remain in eligible status so long as it is accredited by SACS. - Amends TCA Section 49-4-902(11)(B).

ENERGY AND ENVIRONMENT COMMITTEE CALENDAR

WEDNESDAY, FEBRUARY 29, 2012 10:30 AM - LEGISLATIVE PLAZA ROOM 12

COMMITTEE MEMBERS:

| SOUTHERLAND (R) CHAIRMAN | Bell (R) | Marrero (D) |
|---------------------------|------------|-------------|
| JOHNSON (R) VICE CHAIRMAN | FAULK (R) | ROBERTS (R) |
| SUMMERVILLE (R) SECRETARY | HERRON (D) | STEWART (D) |

1. SB 3394 by *Barnes (*HB 3558 by *Ramsey)

Water - As introduced, requires that any public water or waterworks system, which determines to initiate or permanently cease fluoridation of its water supply, shall notify the departments of health and environment and conservation and its customers 30 days prior to any vote. - Amends TCA Title 68, Chapter 221.

2. SB 3346 by *Ketron (*HB 3533 by *Matheny)

Game and Fish Laws - As introduced, authorizes bow fishing for silver carp and authorizes persons who harvest silver carp with archery equipment to sell their catch without possessing a commercial fishing license. - Amends TCA Title 70.

3. *SB 2273 by *Tracy (HB 2462 by *Forgety)

Parks, Natural Areas Preservation - As introduced, requires the commissioner of environment and conservation to offer discounted rates to former members of a reserve or Tennessee national guard unit with 20 or more years of service for activities at Tennessee state parks. - Amends TCA Title 11, Chapter 3, Part 1.

4. SB 0577 by *Stewart, Finney L, Berke, Barnes (*HB 0291 by *McDonald, Pitts, Dunn) Water Pollution - As introduced, prohibits issuance of a water quality control permit that would alter any ridgeline that is more than 2,000 feet above sea level. - Amends TCA Title 59 and Title 69, Chapter 3, Part 1.

5. SB 3215 by *Summerville (*HB 3163 by *Niceley)

Game and Fish Laws - As introduced, prohibits the seizure by TWRA of any hunting equipment or guns when such seizure does not arise from the actual illegal taking of wildlife. - Amends TCA Section 70-6-201.

6. SB 2211 by *Norris, Southerland (*HB 2349 by *McCormick, Floyd)

Water Pollution - As introduced, requires commissioner of environment and conservation to impose certain conditions to provide mitigation of impact when issuing a permit for an activity that will cause alteration of aquatic resources in waters. - Amends TCA Title 69, Chapter 3, Part 1.

GOVERNMENT OPERATIONS COMMITTEE CALENDAR

WEDNESDAY, FEBRUARY 29, 2012 1:00 PM - LEGISLATIVE PLAZA ROOM 12

COMMITTEE MEMBERS:

BELL (R) CHAIRMAN WATSON (R) VICE CHAIRMAN HARPER (D) SECRETARY CROWE (R)
KYLE (D)
MASSEY (R)

ROBERTS (R)
SUMMERVILLE (R)
TATE (D)

1. *SB 2254 by *Gresham, Summerville (HB 2392 by *Hensley)

Education, Higher - As introduced, creates the office of higher education ombudsperson within the office of the comptroller of the treasury. - Amends TCA Title 49, Chapter 7.

2. SB 3590 by *Faulk (*HB 2776 by *Matheny, Harwell)

Wildlife Resources Commission - As introduced, rewrites provisions governing board for the conservation of game, fish and wildlife; replaces wildlife resources commission with wildlife conservation commission. - Amends TCA Title 4; Title 11; Title 43; Title 44; Title 67; Title 69 and Title 70.

3. SB 3384 by *Bell (*HB 3543 by *Cobb , Rich)

Sunset Laws - As introduced, extends the Tennessee board of court reporting, June 30, 2014. - Amends TCA Title 4, Chapter 29 and Title 20, Chapter 9, Part 6.

4. SB 3389 by *Bell (*HB 3551 by *Cobb)

Veterinarians - As introduced, requires governor to consult with interested veterinary groups including the Tennessee Veterinary Medical Association, which under current law may recommend licensed doctors of veterinary medicine and licensed veterinary technicians for appointment to the board, prior to making appointments to board of veterinary medical examiners. - Amends TCA Title 4, Chapter 29 and Section 63-12-104.

5. SB 3383 by *Bell (*HB 3544 by *Cobb , Rich)

Sunset Laws - As introduced, extends the state TennCare pharmacy advisory committee, June 30, 2016. - Amends TCA Title 4, Chapter 29 and Title 71, Chapter 5, Part 24.

6. ***SB 2313 by** ***Bell** (HB 2516 by *Cobb , Shipley, Rich)

Sunset Laws - As introduced, extends board of nursing, 2014; revises membership of board. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 7.

7. *SB 2305 by *Bell (HB 2523 by *Cobb , Shipley, Rich)

Sunset Laws - As introduced, extends the committee for clinical perfusionists, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 28, Part 1.

8. *SB 2306 by *Bell (HB 2519 by *Cobb , Shipley, Rich)

Sunset Laws - As introduced, extends the board of dietitian/nutritionist examiners, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 25, Part 1.

9. *SB 2307 by *Bell (HB 2521 by *Cobb , Shipley, Rich)

Sunset Laws - As introduced, extends the board of examiners for nursing home administrators, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 16, Part 1.

10. *SB 2308 by *Bell (HB 2522 by *Cobb , Shipley, Rich)

Sunset Laws - As introduced, extends the board of pharmacy, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 10, Part 3.

11. *SB 2309 by *Bell (HB 2525 by *Cobb , Shipley, Rich)

Sunset Laws - As introduced, extends the emergency medical services board, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 68, Chapter 140, Part 3.

12. *SB 2310 by *Bell (HB 2524 by *Cobb , Shipley, Rich)

Sunset Laws - As introduced, extends the council for hearing instrument specialists, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 17, Part 2.

13. *SB 2311 by *Bell (HB 2526 by *Cobb , Shipley, Rich)

Sunset Laws - As introduced, extends the Tennessee medical laboratory board, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 68, Chapter 29, Part 1.

TRANSPORTATION AND SAFETY COMMITTEE CALENDAR

WEDNESDAY, FEBRUARY 29, 2012 2:00 PM - LEGISLATIVE PLAZA ROOM 12

COMMITTEE MEMBERS:

TRACY (R) CHAIRMANBARNES (D)HENRY (D)SOUTHERLAND (R) VICE CHAIRMANBEAVERS (R)KETRON (R)YAGER (R) SECRETARYBERKE (D)MASSEY (R)

1. SB 3123 by *Stewart, Ketron (*HB 2429 by *Matheny)

Naming and Designating - As introduced, designates May 2012 as "Motorcycle Safety and Awareness Month." -

- **2. SB 2267 by *Tracy** (*HB 2287 by *Sexton, Wirgau, Powers, Ragan, Williams R) Driver Licenses As introduced, requires all driver licenses issued or renewed on or after July 1, 2012, to bear a photo of the applicant by removing present exemption for persons 60 years of age or older. Amends TCA Title 55, Chapter 50.
- **3. *SB 2268 by *Tracy** (HB 2443 by *Dean, Naifeh)

Motor Vehicles, Titling and Registration - As introduced, authorizes sheriffs to purchase SHERIFF license plates for their personal vehicles that must be renewed annually; authorizes SHERIFF license plates for county vehicles to be considered governmental plates that are not subject to annual renewal. - Amends TCA Title 55, Chapter 4, Part 2.

4. SB 2277 by *Tracy, Ketron (*HB 2296 by *Halford)

Motor Vehicles - As introduced, creates a voluntary program where senior drivers may receive a "yellow dot" vehicle decal to alert emergency medical responders to a folder in the glove department containing emergency contacts and medical history in the event of an accident; allows responders to use the information to provide emergency treatment; requires written consent for use and disclosure of medical information for such treatment purposes. - Amends TCA Title 55, Chapter 20.

5. SB 2613 by *Tracy, Massey, Southerland, Beavers, Ketron (*HB 2547 by *Hill, Dean, Weaver, Hurley, Keisling, Shipley, Floyd, Miller D, Sanderson)

Driver Licenses - As introduced, requires visible full face color photograph of a licensee. - Amends TCA Title 55.

6. ***SB 2815 by** ***Tracy** (HB 3135 by *Johnson P)

Motor Vehicles - As introduced, clarifies that certain trailers and semitrailers used in transporting rolled hay bales, rather than rolled alfalfa bales, are exempt from maximum width and height requirements for motor and other vehicles. - Amends TCA Section 55-7-202.

7. *SB 2959 by *Yager (HB 3196 by *Cobb)

Driver Licenses - As introduced, exempts persons who canceled their social security numbers from furnishing such information to obtain a driver license. - Amends TCA Section 55-50-321.

HEALTH AND WELFARE COMMITTEE CALENDAR

WEDNESDAY, FEBRUARY 29, 2012 3:00 PM - LEGISLATIVE PLAZA ROOM 12

COMMITTEE MEMBERS:

CROWE (R) CHAIRMAN
WATSON (R) VICE CHAIRMAN
ROBERTS (R) SECRETARY

FORD (D) HENRY (D) HERRON (D) MASSEY (R)
MCNALLY (R)
OVERBEY (R)

BUDGET PRESENTATION

Department of Intellectual and Developmental Disabilities

CALENDAR

1. SJR 0499 by *Tracy

Naming and Designating - "Spinal Muscular Atrophy (SMA) Month," August 2012 -

2. HJR 0565 by *Sexton, Bass, Evans

Naming and Designating - "Down Syndrome Awareness Day," March 21, 2012 -

3. SB 2553 by *Ketron (*HB 2632 by *Gotto, Turner M)

Hospitals and Health Care Facilities - As introduced, revises the requirements for a nursing home's certificate of need for qualified partial relocation of certain nursing homes. - Amends TCA Title 68, Chapter 11, Part 16.

4. *SB 3263 by *Bell, Watson, Johnson, Berke, Ketron (HB 3514 by *Brooks K, Watson, McCormick, Matheny, Turner M, Dean, Sexton, Curtiss, Casada, Shepard) Hospitals and Health Care Facilities - As introduced, allows nursing homes and their affiliates to employ physicians in certain circumstances. - Amends TCA Title 63 and Title 68, Chapter 11.

5. ***SB 2698 by** ***Bell** (HB 2949 by *Cobb , Shipley)

Hospitals and Health Care Facilities - As introduced, removes requirement that board for licensing health care facilities report to the Tennessee code commission if the board fails to collect fees in amount sufficient to pay operating costs of board in any fiscal year; retains requirement that such report be sent to government operations committees. - Amends TCA Section 68-11-216(b).

6. SB 3386 by *Bell (*HB 3545 by *Cobb , Rich)

Audiologists and Speech Pathologists - As introduced, authorizes instead of requires that governor select the physician member of the board of communication disorders and sciences from list of nominees provided by Academy of Otolaryngology and other interested otolaryngology groups. - Amends TCA Title 4, Chapter 29 and Section 63-17-104.

7. SB 3388 by *Bell (*HB 3549 by *Cobb , Rich)

Optometry - As introduced, clarifies that governor is authorized, but not required, to make appointments to the board of optometry from lists of nominees provided by the Tennessee Optometric Association and other interested optometric groups. - Amends TCA Title 4, Chapter 29 and Section 63-8-105.

8. SB 3434 by *Bell (*HB 3534 by *Cobb , Shipley)

Psychologists - As introduced, revises who may suggest nominations to the governor for appointment to the board of examiners of psychology for psychological examiner and senior psychological examiner member from Tennessee Association of Psychological Examiners to Tennessee Psychological Association Division of Psychological Examiners. - Amends TCA Section 63-11-102.

9. SB 2226 by *Norris, Yager, Ketron (*HB 2364 by *McCormick, Hill)

Intellectual & Developmental Disabilities - As introduced, provides for a statewide admissions review committee in regard to developmental centers for persons with intellectual or development disabilities, instead of having a review board for each center; makes other various changes in regard to such center. - Amends TCA Title 33.

10. SB 2764 by *Overbey (*HB 2652 by *Evans)

Hospitals and Health Care Facilities - As introduced, clarifies that endoscopy technicians are sufficient assistants for a physician performing an endoscopic procedure in an ambulatory surgical treatment center. - Amends TCA Title 68, Chapter 57 and Title 68, Chapter 11.

11. SB 2241 by *Norris, Overbey (*HB 2379 by *McCormick, Williams R)

Health, Dept. of - As introduced, redefines "evidence-based" for purposes of criteria for funding for in-home visitation programs; makes other changes to provisions governing in-home visitations. - Amends TCA Title 68, Chapter 1, Part 1.

12. SB 2224 by *Norris, Watson (*HB 2362 by *McCormick, Butt)

Welfare - As introduced, revises provisions governing eligibility for temporary assistance; makes provision of transportation assistance discretionary instead of mandatory. - Amends TCA Title 71, Chapter 3, Part 1.

13. SB 2240 by *Norris, Crowe (*HB 2378 by *McCormick, Ramsey)

TennCare - As introduced, revises various provisions of the Medicaid False Claims Act. - Amends TCA Title 71, Chapter 5.

14. SB 2225 by *Norris, Watson (*HB 2363 by *McCormick, Faison)

Intellectual & Developmental Disabilities - As introduced, revises various provisions governing the licensing of facilities and personal support services agencies for persons with intellectual and developmental disabilities. - Amends TCA Title 4 and Title 33.

15. *SB 2416 by *McNally (HB 2568 by *Dunn)

Hospitals and Health Care Facilities - As introduced, requires the board for licensing health care facilities to establish a protocol by rule for hospitals, community health centers and clinics to report drug overdoses by January 1, 2013. - Amends TCA Title 63 and Title 68.

16. *SB 2414 by *McNally (HB 2574 by *Dunn)

Controlled Substances - As introduced, permits the commissioner of health or certain licensing boards to suspend on an emergency basis the license of a practitioner who is under state or federal indictment involving the sale or dispensing of controlled substances. - Amends TCA Title 63.

17. *SB 3622 by *Watson (HB 3709 by *McCormick)

Autopsies - As introduced, extends the date from July 1, 2011, to July 1, 2012, for a facility where autopsies are performed to receive accreditation from the National Association of Medical Examiners. - Amends TCA Section 38-7-105.

18. SB 2221 by *Norris, Crowe (*HB 2359 by *McCormick, Campbell)

Medical Occupations - As introduced, revises various provisions governing emergency medical services; requires licensure instead of certification. - Amends TCA Title 68, Chapter 140, Part 3 and Title 68, Chapter 140, Part 4.

19. SB 3540 by *Crowe, Ketron (*HB 2792 by *Hill, Evans)

Physicians and Surgeons - As introduced, changes from "January 1, 2013" to "July 1, 2012" the effective date of Chapter 434 of the Public Acts of 2011, which prohibits physicians from utilizing telemedicine to provide abortion services. - Amends TCA Title 63 and Chapter 434 of the Public Acts of 2011.

20. ***SB 3011 by** ***Massey** (HB 3265 by *Campbell)

Health, Dept. of - As introduced, redefines indigence income, when evaluating statistics and reports submitted to the department on uncompensated care, to an amount that does not exceed 133 percent instead of 100 percent of federal poverty guidelines. - Amends TCA Title 68, Chapter 1.

SENATE LEADERSHIP

SPEAKER OF THE SENATE & LIEUTENANT GOVERNOR RON RAMSEY

1 LEGISLATIVE PLAZA NASHVILLE, TN 37243 615-741-4524

SPEAKER PRO TEMPORE

SENATOR WATSON 13 LEGISLATIVE PLAZA, 741-3227

DEMOCRATIC LEADER

SENATOR KYLE 309 WAR MEMORIAL BLDG., 741-4167

DEMOCRATIC CAUCUS CHAIRMAN

SENATOR FINNEY 317 WAR MEMORIAL BLDG., 741-1810

DEMOCRATIC MEMBERS

| SENATOR BARNES | 741-2374 |
|-----------------|----------|
| SENATOR BERKE | 741-6682 |
| SENATOR BURKS | 741-3978 |
| SENATOR FORD | 741-1767 |
| SENATOR HARPER | 741-2453 |
| SENATOR HAYNES | 741-6679 |
| SENATOR HENRY | 741-3291 |
| SENATOR HERRON | 741-4576 |
| SENATOR MARRERO | 741-9128 |
| SENATOR STEWART | 741-6694 |
| SENATOR TATE | 741-2509 |

REPUBLICAN LEADER

SENATOR NORRIS 9A LEGISLATIVE PLAZA, 741-1967

REPUBLICAN CAUCUS CHAIRMAN

SENATOR KETRON
5 LEGISLATIVE PLAZA, 741-6853

REPUBLICAN MEMBERS

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|---------------------|----------|
| SENATOR BELL | 741-1946 |
| SENATOR CAMPFIELD | 741-1766 |
| SENATOR CROWE | 741-2468 |
| SENATOR FAULK | 741-2061 |
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| SENATOR SOUTHERLAND | 741-3851 |
| SENATOR SUMMERVILLE | 741-4499 |
| SENATOR TRACY | 741-1066 |
| SENATOR YAGER | 741-1449 |

107TH GENERAL ASSEMBLY STANDING COMMITTEES

COMMERCE, LABOR, AND AGRICULTURE EDUCATION

CHAIRMAN: SENATOR JOHNSON CHAIRMAN: SENATOR GRESHAM VICE-CHAIRMAN: SENATOR FAULK VICE-CHAIRMAN: SENATOR TATE SECRETARY: SENATOR BURKS SECRETARY: SENATOR KELSEY SENATOR BEAVERS SENATOR BERKE

SENATOR BERVERS
SENATOR SENATOR BERVERS
SENATOR SENATOR CAMPFIELD
SENATOR CROWNERS
SENA

SENATOR TATE SENATOR SUMMERVILLE

SENATOR TRACY SENATOR TRACY

ENERGY AND ENVIRONMENT FINANCE, WAYS, AND MEANS

CHAIRMAN: SENATOR SOUTHERLAND CHAIRMAN: SENATOR MCNALLY VICE-CHAIRMAN: SENATOR JOHNSON VICE-CHAIRMAN: SENATOR HENRY SECRETARY: SENATOR SUMMERVILLE SECRETARY: SENATOR WATSON

SENATOR BELL
SENATOR FINNEY
SENATOR FAULK
SENATOR HERRON
SENATOR MARRERO
SENATOR ROBERTS
SENATOR ROBERTS
SENATOR SENATOR KETRON
SENATOR STEWART
SENATOR NORRIS
SENATOR OVERBEY

HEALTH AND WELFARE GOVERNMENT OPERATIONS

CHAIRMAN: SENATOR CROWE CHAIRMAN: SENATOR BELL
VICE-CHAIRMAN: SENATOR WATSON
SECRETARY: SENATOR ROBERTS SECRETARY: SENATOR HARPER

SENATOR ROBERTS
SENATOR ROBERTS
SENATOR FORD
SENATOR CROWE
SENATOR HENRY
SENATOR HERRON
SENATOR MASSEY
SENATOR MASSEY
SENATOR ROBERTS

SENATOR MCNALLY SENATOR SUMMERVILLE

SENATOR OVERBEY SENATOR TATE

<u>JUDICIARY</u> <u>TRANSPORTATION</u>

CHAIRMAN: SENATOR BEAVERS CHAIRMAN: SENATOR TRACY

VICE-CHAIRMAN: SENATOR OVERBEY VICE-CHAIRMAN: SENATOR SOUTHERLAND

SECRETARY: SENATOR BELL SECRETARY: SENATOR YAGER

SENATOR BARNES
SENATOR CAMPFIELD
SENATOR FORD
SENATOR BERKE
SENATOR KELSEY
SENATOR MARRERO
SENATOR MARRERO
SENATOR YAGER
SENATOR MASSEY

STATE AND LOCAL GOVERNMENT

CHAIRMAN: SENATOR YAGER
VICE-CHAIRMAN: SENATOR JOHNSON
SECRETARY: SENATOR FINNEY

SENATOR CAMPFIELD SENATOR FAULK SENATOR HARPER SENATOR HAYNES SENATOR KETRON SENATOR NORRIS

107TH GENERAL ASSEMBLY SELECT COMMITTEES

RULES

CHAIRMAN: SENATOR NORRIS
VICE-CHAIRMAN: SENATOR MCNALLY
SECRETARY: SENATOR HENRY

SENATOR KELSEY
SENATOR KYLE

CALENDAR

CHAIRMAN: SENATOR FAULK VICE-CHAIRMAN: SENATOR NORRIS SECRETARY: SENATOR KYLE

ETHICS

CHAIRMAN: SENATOR WATSON VICE-CHAIRMAN: SENATOR BURKS

SENATOR HAYNES SENATOR KETRON SENATOR NORRIS